

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office APR 14 1920
Returned to applicant for correction
Corrected application filed

The undersigned Lino P. Arena
of Austin, County of Lander, State of Nevada, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Birch Creek, Lander County, Nevada.

2. The amount of water applied for is .9 second-feet.

3. The water to be used for irrigation and domestic purposes.

4. The water is to be diverted from its source at the following point: NE 1/4 of NW 1/4 Sec. 29 T. 18 N. R. 44 E. M. D. B. & M.

Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is 80

(b) Description of land to be irrigated NE 1/4 NE 1/4 NW 1/4, NW 1/4 NW 1/4 NE 1/4, W 1/2 NE 1/4 NE 1/4 NE 1/4, SE 1/4 NE 1/4 NE 1/4 NE 1/4, NE 1/4 NW 1/4 NE 1/4, NW 1/4 NE 1/4 NE 1/4, Sec. 29, N 1/2 SW 1/4 NW 1/4 NW 1/4, N 1/2 SE 1/4 NW 1/4 NW 1/4, and SW 1/4 NW 1/4 NE 1/4 NW 1/4 Sec. 28, and S 1/2 SW 1/4 SW 1/4 SE 1/4, SE 1/4 SW 1/4 SE 1/4 and SW 1/4 SE 1/4 SE 1/4 Sec. 20 Twp. 18 N. R. 44 E. M. D. B. & M.

(c) Irrigation will begin about April and end about August of each year.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is horsepower.

(e) Works to be located

(f) Point of return of water to stream

(g) Remarks

DESCRIPTION OF PROPOSED WORKS

The waters are to be diverted from the source by means of a rock, State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water brush and earthen dam placed in said creek at the point above is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions designated and carried to and over the above described lands by means of ditches and laterals.

- 5. Estimated cost of works One Thousand Dollars.
6. Estimated time required to construct works Four months.
7. Remarks The waters will be returned to the stream system as the lands to be irrigated lay in the canyon through which said creek runs.

Lino P. Arena, Applicant.

By E. P. Carville, Atty. for applicant.

Compared F. F. Jones

This sheet inspected, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the source. A substantial headgate and weir must be installed and maintained at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.8 cubic feet per second.

Actual construction work shall begin on or before June 17, 1922.

Proof of commencement of work shall be filed before July 17, 1922.

Work must be prosecuted with reasonable diligence and be completed on or before October 17, 1922.

Proof of completion of work shall be filed before November 17, 1922.

Application of water to beneficial use shall be made on or before October 17, 1925. Proof of the application of water to beneficial

use must be filed with State Engineer on or before November 17, 1925.

Proof of Liber filed NOV 22 1922

WITNESS MY HAND AND SEAL this 17th day of January, 1922.

Withdrawn by applicant May 16 1923 Robert A. Allen State Engineer.

J. J. Sengham State Engineer.

Checked C. A. M. S. Returned